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OGC HAS REVIEWED.

28 December 1950 ✓ OGC

✓ Registry

MEMORANDUM FOR: DADPC

SUBJECT: [REDACTED]

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1. This case involves a claim for payment of per diem to subject while he is temporarily in Washington pending permanent transfer to an overseas station. The determining fact is whether subject was employed in Washington, D. C. or in Maine. This case has been considered by the Finance Division and the General Counsel, who have determined that the subject was employed in Washington, D. C. and is not entitled to per diem.

2. The attached memoranda of 21 December from subject and 27 December from Chief, VE Division, undertake to reopen the claim on the basis that subject was employed in Maine. The subject states that he was offered a position by a Colonel whose name he has since forgotten, but that on the basis of the oral offer he came to Washington, D. C. to work for the Bureau of Standards pending his employment by CIA. Existing regulations which have continually been called to the attention of Staff members specifically prohibit any official of CIA from offering employment with the Agency, except designated personnel of the Personnel Divisions. If this claim is to be pressed for further consideration, this office should indicate at the same time what disciplinary action is being taken in the case of the officer who directly violated regulations in offering the position involved.

3. It is difficult to understand how the subject placed sufficient reliance on an oral offer of employment to cause him to refuse other good offers of employment from private industry and come to Washington "to work for CIA" when he does not even remember the name of the officer making the offer. For this reason it is recommended that the claim not be pressed any further.

4. This case is brought to your personal attention because it is an example of the type of case which Mr. [REDACTED] discussed with us on 21 December. The claim for per diem has already been considered fully on its merits by the Finance Division and General Counsel, and yet the case is reopened on the flimsy justification indicated by the attached memoranda.

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5. Much of the "red tape" and "unnecessary administrative work" can be stopped by the elimination of unjustified claims against the Government which require extensive preparation by the Divisions of OPC and repeated consideration on the part of the designated administrative officials of the Agency. In accordance with your suggestion an OPC bulletin is being prepared on this subject for distribution to all personnel.

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Att: 2

cc: Chief, FE Division
Chief, Finance Division

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ORIGINAL DOCUMENT MISSING PAGE(S):

attachments